

REMARKS

Specification Objections:

The specification was objected to because a less than complete description of the plant was presented. Accordingly, the specification has been amended along the lines of the examiner's suggestions to more clearly and completely describe the plant. It is respectfully requested that the specification objection be withdrawn.

Information Relative to Correct Spelling of a Plant Name

Examiner has requested in Paragraph B and in Paragraph D of the Detailed Action clarification or correction of the name and spelling of the female parent of the claimed new variety.

Applicant has found that certain orthographic errors have been perpetuated but that the correct name and spelling of the Camellia cultivar in question is 'Berenice Boddy'.

Applicant includes with this response a copy of the title page and of the relevant entry in the International Camellia Register.

Rejection Under 35 U.S.C. 112:

The claim was rejected under 35 USC 112 as not being supported by a clear botanical description. Accordingly, the botanical description has been amended to more clearly describe the plant. It is respectfully requested that the 112 rejection be withdrawn.

Fees:

Applicant herewith petitions for extension of time of one month and encloses fee payment authorization in duplicate.

Conclusion:

The Examiner's attention to each of the parts of the patent application is greatly appreciated.

The claimed plant is now believed to be in condition for allowance.

Respectfully submitted,

PLANTHAVEN, INC.

By G Needham

Geoffrey Needham, President

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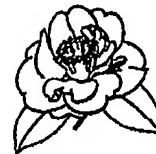
The International **CAMELLIA** **REGISTER**

VOLUME ONE

Compiled by
THOMAS J. SAVIGE
International Registrar

With the assistance of
CHARLES PUDDLE RALPH PHILBRICK
B.G. WATERHOUSE ROBERT GIMSON
ANTONIO SEVESI YOSHIAKI ANDOH
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THE INTERNATIONAL CAMELLIA SOCIETY

1993

Beppu. (Place Name), (Higo), Izu-Ohshima Hawaii Botanic Gardens Catalogue, 1980, p.16. No description. Originated in Japan.

Beregama. Vanderbilt, 1940, *Camellia Research*, p.2. Orthographic error for 'Bergama'.

Bérénice. (*C. japonica*), van Houtte, 1841, Catalogue, 7:2. No description. Berlèse, 1845 *Monographie*, ed.3, p.151; Verschaffelt, 1849, *Nouvelle Iconographie*, Book VI, pl. IV: Flower, 9-10 cm across, with petals oblong, rounded, slightly emarginate, are a bright pink, often streaked with a lighter pink in the middle; while towards the circumference they are a more delicate pink, often striped with white and veined a deeper hue. Originated by Mariani, Italy.

Berenice Beauty. (*C. japonica*), Nuccio's Nurseries Catalogue, 1965: Pale pink with deeper pink towards the margin. Medium to large size, loose, peony form double. Vigorous, upright growth. Early to mid-season flowering. See colour photo No.10, p.25, *Encyclopedia of Camellias in Colour*, vol.II, 1978. Orthographic error: 'Berenice Beautiful', 'Bernice Beauty'. Originated by Nuccio's Nurseries, Altadena, California, USA.

Berenice Beautiful. *Carolina Camellias*, 1981. Orthographic error for 'Berenice Beauty'.

Berenice Boddy. (*C. japonica*), SCCS, 1947, *The Camellia. Its Culture and Nomenclature*: Light pink with deeper pink under the petals. Medium large semi-double, about 8 cm across with 5 upright petals in the centre forming a cup around delicate white filaments. Leaves, dark green, lanceolate, base round, somewhat leathery. Plant habit, vigorous, rapid, erect and spreading. Orig.

INTERNATIONAL CAMELLIA REGISTER

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'Benten', large single lina, USA. e, vermillion

name 'Benten'

Imbricated 'Benvenuto'

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10. p.16. No

nated at the Rancho del Descanso and developed by Jones, Sierra Madre, California, USA. Named for Mrs Manchester Boddy, wife of the publisher of the Los Angeles Daily News. U.S. Plant Patent No.605. (Fendig, 1953). Orthographic errors: 'Berenice Boddy', 'Berenice Bodley'. Sports: 'Kathryn Hall', 'Berenice Boddy Variegated'. For colour photo see: Pl. No.11, p.25, *Encyclopedia of Camellias in Colour*, vol.II, 1978. Chinese synonym: 'Benisi Baodi'. Sport: 'Berenice Boddy Variegated'.

Berenice Boddy Variegated. (*C. japonica*), Mark S. Cannon Scion Catalogue, 1962, p.1 as 'Berenice Boddy Var': A virus variegated form of 'Berenice Boddy' - Light pink, blotched white. Originated in USA.

Berenice Perfection. (*C. japonica*), Nuccio's Nurseries Catalogue, 1965: Pale pink with deeper pink margins. Medium size, formal double. Vigorous, columnar, upright growth. Mid-season blooming. Originated at Nuccio's Nurseries, Altadena, California, USA. See colour photo, pl. No.12, p.25, *Encyclopedia of Camellias in Colour*, vol.II, 1978. Orthographic error: 'Berenice Perfection'.

Bergama. (*C. japonica*), Le Mans Nursery Catalogue, 1843, p.3. No description. Cachet Catalogue, 1845-1846. No description. Franchetti, 1855, *Collezione di Camelia*, p.14: Imbricated, vivid red. Verschaffelt, 1849, *Nouvelle Iconographie*, Book XII, pl. I: Petals are concave, cupped at the edges, numerous, regularly imbricated, rounded and faintly emarginate at the apex. At the centre they are so narrow and oblong as to be nearly ligulate. The colour of the medium sized blooms is a slightly deep pink, broken in the centre by a broad, whitish stripe. Orthographic errors: 'Bergamo', 'Beregama', 'Bergama', 'Berghama', 'Bergoma'. Originated in Italy by Casoretti.

Bergama (Italy). (*C. japonica*), Hazlewood & Jesse, 1972, *Checklist - Camellia Cultivars from Nursery Catalogue*, p.23. Synonym for 'Bergama'.

Bergamesis Nova. (*C. japonica*), Verschaffelt Catalogue, 1847-1848, p.54. No description. Originated in Italy. (Believed extinct.)

Bergamo. (*C. japonica*), August van Geert Catalogue, 1848, p.14. No description. Franchetti, 1855, *Collezione di Camelia*, p.14: Imbricated, vivid red. Originated in Italy. Orthographic error: 'Bergomo'.

Bergama. Gauvresse, 1855-1856, Catalogue. Orthographic error for 'Bergama'. Bergoma. Baptiste & Soh Catalogue, 1871. Orthographic error for 'Bergama'.

Baby Formal. (*C. japonica*), *New Zealand Camellia Bulletin*, vol.XIV, No.5, 1986, p.10, Reg. No.235: Originated by Mrs I Berg, Whakatane, New Zealand as a chance seedling of 'Waiwhetu Beauty'. It was 7 years old when it first bloomed in 1982. A slow grower with an open, spreading habit and dark green leaves, 8.5 cm x 3 cm. The miniature, formal double flower, 4-4.5 cm x 2.5 cm, is white with pink stripes. The petals are pointed and it is late flowering.

Flame. (*C. reticulata* hybrid), *New Zealand Camellia Bulletin*, vol.XIII, No.2, April-June, 1983, p.11, Reg. No.188: A seedling originated by Mrs Ida Berg, Whakatane, New Zealand. The flower is a semi-double, double, or semi-triangular, with a pinkish-red base and a yellow center. The petals are pointed and the flower is double. The leaves are dark green and glossy.

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